

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ZIEGLER INDUSTRIES, INC.,)	4:09CV3230
)	
Plaintiff,)	
v.)	MEMORANDUM
)	AND ORDER
KATANA SUMMIT, L.L.C.,)	
)	
Defendant.)	

This matter is before the court on the findings and recommendation filed by Magistrate Judge Zwart on January 25, 2010 (filing [18](#)). Judge Zwart recommends that the plaintiff's motion for remand (filing [10](#)) be denied.

On February 4, 2010, the plaintiff filed a response (filing [20](#)) stating that it does not object to the findings and recommendation. No objections have been filed by the defendant.

In any event, I have conducted a de novo review under 28 U.S.C. § 636(b)(1). I find that Judge Zwart has correctly found the facts and applied the law, and that the findings and recommendation should be adopted. Accordingly,

IT IS ORDERED that:

1. The magistrate judge's findings and recommendation (filing [18](#)) are adopted.
2. The plaintiff's motion for remand (filing [10](#)) is denied.

February 12, 2010.

BY THE COURT:

Richard G. Kopf
United States District Judge